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Total Number of Pages in This Submission	2	Attorney Docket Number	10033.000400
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## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm	Okamoto & Benedicto LLP		
Signature			
Printed Name	Patrick D. Benedicto		
Date	February 15, 2006	Reg. No.	40,909

## CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

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This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



PTO/SB/31 (09-04)

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<b>NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES</b>		Docket Number (Optional) 10033.000400						
<p>I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on <u>February 15, 2006</u>.</p> <p>Signature _____</p> <p>Typed or printed name <u>Patrick D. Benedicto</u></p>		<p>In re Application of <u>En-Yi Liao</u></p> <table border="1"> <tr> <td>Application Number <u>10/737,389</u></td> <td>Filed <u>December 16, 2003</u></td> </tr> <tr> <td colspan="2">For Technique for Intercepting Data in a Peer-to-Peer Network</td> </tr> <tr> <td>Art Unit <u>2141</u></td> <td>Examiner <u>Serrao, Ranodhi N</u></td> </tr> </table>	Application Number <u>10/737,389</u>	Filed <u>December 16, 2003</u>	For Technique for Intercepting Data in a Peer-to-Peer Network		Art Unit <u>2141</u>	Examiner <u>Serrao, Ranodhi N</u>
Application Number <u>10/737,389</u>	Filed <u>December 16, 2003</u>							
For Technique for Intercepting Data in a Peer-to-Peer Network								
Art Unit <u>2141</u>	Examiner <u>Serrao, Ranodhi N</u>							
<p>Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of the examiner.</p> <p>The fee for this Notice of Appeal is (37 CFR 41.20(b)(1)) <u>\$ 500</u></p> <p><input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: <u>\$ _____</u></p> <p><input checked="" type="checkbox"/> A check in the amount of the fee is enclosed.</p> <p><input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.</p> <p><input type="checkbox"/> The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.</p> <p><input checked="" type="checkbox"/> The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. <u>50,2427</u>. I have enclosed a duplicate copy of this sheet.</p> <p><input type="checkbox"/> A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.</p>								
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<p><u>Patrick Benedicto</u> Signature</p> <p>Patrick D. Benedicto Typed or printed name</p> <p><u>(408) 436-2110</u> Telephone number</p> <p><u>February 15, 2006</u> Date</p>								
<p>NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.</p>								

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